

21 C.J.S. Courts § 330

Corpus Juris Secundum | May 2023 Update

Courts

M. Elaine Buccieri, J.D.; James Buchwalter, J.D.; Amy G. Gore, J.D., of the staff of the National Legal Research Group, Inc; and Lonnie E. Griffith, Jr., J.D.

X. Clerks of Courts

B. Compensation

§ 330. Compensation of court clerks, generally

[Topic Summary](#) | [References](#) | [Correlation Table](#)

West's Key Number Digest

West's Key Number Digest, [Clerks of Courts](#)  11, 12

The compensation of clerks of courts is ordinarily regulated by statutory provisions.

The compensation of clerks of courts is ordinarily regulated by statutory provisions.¹ A statute granting legislative authority to establish a clerk's rate of compensation is not an unconstitutional legislative encroachment upon the inherent powers of the judiciary.²

The legislature may authorize local governing bodies³ or designated officials to fix the compensation for clerks of court, subject to control by the courts for abuse of discretion.⁴ A court has broad discretion under a statute allowing a review of the salary set for the clerk and deputy clerks to adjust disputed salaries.⁵

Westlaw. © 2023 Thomson Reuters. No Claim to Orig. U.S. Govt. Works.

Footnotes

1 U.S.—[Perry v. State of R.I.](#), 975 F. Supp. 418 (D.R.I. 1997).

Ga.—[Randolph County v. Bantz](#), 270 Ga. 66, 508 S.E.2d 169 (1998).

Tenn.—[Hayes v. Gibson County](#), 288 S.W.3d 334 (Tenn. 2009); [Sneyd v. Washington County](#), 387 S.W.3d 1 (Tenn. Ct. App. 2012).

Miss.—*Nicholson on Behalf of Gollott v. State*, 672 So. 2d 744 (Miss. 1996).

2 Ohio—*State ex rel. Cramer v. Board of County Com'rs of Crawford County*, 18 Ohio St. 3d 157, 480 N.E.2d 443 (1985).

3 Ill.—*Kotche v. County Bd. of Winnebago County*, 87 Ill. App. 3d 1127, 42 Ill. Dec. 886, 409 N.E.2d 501 (2d Dist. 1980).

Minn.—*Besemer v. Board of County Com'rs, Brown County*, 357 N.W.2d 365 (Minn. Ct. App. 1984).

Tenn.—*Sneyd v. Washington County*, 387 S.W.3d 1 (Tenn. Ct. App. 2012).

4 Idaho—*Huffaker v. Board of Com'rs of Bonneville County*, 54 Idaho 715, 35 P.2d 260 (1934).

5 Minn.—*Besemer v. Board of County Com'rs, Brown County*, 357 N.W.2d 365 (Minn. Ct. App. 1984).

As to the compensation of deputy clerks and assistants to the clerk, see § 347.

End of Document

© 2023 Thomson Reuters. No claim to original U.S. Government Works.